

MORGAN, LEWIS & BOCKIUS LLP
 Thomas S. Hixson, Bar No. 193033
 thomas.hixson@morganlewis.com
 Spencer H. Wan, Bar No. 304329
 spencer.wan@morganlewis.com
 One Market, Spear Street Tower
 San Francisco, CA 94105-1596
 Tel: +1.415.442.1000
 Fax: +1.415.442.1001

LANDAU GOTTFRIED & BERGER LLP
 PETER M. BRANSTEN (SBN 113352)
 pbransten@lgbfirm.com
 RACHEL FRANZOIA (SBN 294652)
 rfranzoia@lgbfirm.com
 1901 Harrison St., Suite 1420
 Oakland, California 94612
 Telephone: (510) 451-4001
 Fax: (310) 557-0056

ORACLE CORPORATION
 Dorian Daley, Bar No. 129049
 dorian.daley@oracle.com
 Deborah K. Miller, Bar No. 95527
 deborah.miller@oracle.com
 500 Oracle Parkway, M/S 5op7
 Redwood City, CA 94065
 Tel: +1.650.506.4846
 Fax: +1.650.506.7114

Attorneys for Defendants BERND
 APPLEBY, JAMES OLDING, TUSA
 INC., ERMINE IP, INC., AND ERMINE
 SERVICES, LLC

ORACLE CORPORATION
 Jeffrey S. Ross, Bar No. 138172
 jeff.ross@oracle.com
 10 Van de Graaff Drive
 Burlington, MA 01803
 Tel: +1.781.744.0449
 Fax: +1.781.238.6273

HOPKINS & CARLEY
 John V. Picone III, SBN 187226
 jpicone@hopkinscarley.com
 Jennifer S. Coleman, SBN 213210
 jcoleman@hopkinscarley.com
 Monique D. Jewett-Brewster, SBN 217792
 mjb@hopkinscarley.com
 A Law Corporation
 The Letitia Building
 70 S First Street
 San Jose, CA 95113-2406

Attorneys for Plaintiffs
 ORACLE AMERICA, INC. and ORACLE
 INTERNATIONAL CORPORATION

Attorneys for Defendant
 TERIX COMPUTER COMPANY, INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ORACLE AMERICA, INC., a Delaware
 corporation; ORACLE INTERNATIONAL
 CORPORATION, a California corporation

Case No.: 3:16-cv-02090-JST

**JOINT CASE MANAGEMENT
 CONFERENCE STATEMENT**

Plaintiffs,

Date: January 18, 2017

v.

Time: 2:00 p.m.

Place: Courtroom 9

Judge: Honorable Jon S. Tigar

BERND APPLEBY; JAMES OLDING;
 TERIX COMPUTER COMPANY, INC., a
 California corporation; TUSA, INC., a
 Delaware corporation; ERMINE IP, INC., a
 Delaware corporation; and ERMINE
 SERVICES, LLC, a Delaware company; and
 DOES 1–50,

Defendants.

1 Plaintiffs Oracle America, Inc., and Oracle International Corporation (“Oracle” or
 2 “Plaintiffs”) and Defendants Bernd Appleby (“Appleby”), James Olding (“Olding”), TERiX
 3 Computer Company, Inc. (“Terix”), TUSA, Inc. (“TUSA”), Ermine IP, Inc. (“Ermine IP”), and
 4 Ermine Services, LLC (“Ermine Services”) (collectively, “Defendants”) jointly submit this Joint
 5 Case Management Conference Statement, pursuant to Civil Local Rule 16-10(d).

6 **1. Discovery Status**

7 **a. Discovery Taken Since Last Statement**

8 **(1) Party Discovery**

9 Oracle served its Second Set of Requests for Production of Documents on Defendants on
 10 September 28, 2016. Defendants served their responses on October 31, 2016. The parties
 11 engaged in meet and confer correspondence and had a call on December 19, 2016 concerning
 12 Defendants’ responses.

13 Oracle served its First Set of Interrogatories on Defendants on October 18, 2016.
 14 Defendants served their responses on November 21, 2016. Oracle raised issues with Defendants’
 15 responses in a letter on January 3, 2017.

16 Oracle served its Second Set of Interrogatories and Third Set of Requests for Production
 17 of Documents on Defendants on November 21, 2016. Defendants Appleby, Olding, TUSA,
 18 Ermine IP and Ermine Services served their responses on December 27, 2016. Oracle raised
 19 issues with those responses in a letter on January 3, 2017. Defendant Terix Computer Company,
 20 Inc., served its responses on January 6, 2017, pursuant to an agreed upon extension to the
 21 deadline.

22 Oracle served its First Set of Requests for Admissions, Third Set of Interrogatories, Fourth
 23 Set of Requests for Production of Documents on Defendants on January 3, 2017.

24 Oracle has proposed that the deposition of Bernd Appleby be conducted over two days.
 25 Defendants are considering this proposal.

26 **(2) Non-Party Discovery**

27 Oracle served a document subpoena on Martin Wolf Securities LLC (“Martin Wolf”) on
 28

1 September 20, 2016. Martin Wolf produced documents in response to the subpoena on
2 November 16, 2016. Oracle served a deposition subpoena on Martin Wolf on January 4, 2017.

3 Oracle deposed Bill Trento of Sherwood on December 6, 2016 and William Hogan of
4 Sherwood on December 9, 2016.

5 Oracle served document subpoenas on General Microsystems Inc., Electronic Arts. Inc.,
6 Maintech, Incorporated, and ON LINE Computer Products, Inc. on December 30, 2016. Oracle
7 served a document subpoena on Logitech, Inc. on January 3, 2017.

8 **2. Settlement and ADR**

9 The parties have agreed to attend a mediation on January 26, 2017.

10 **3. Scheduling**

11 Oracle has requested and Defendants are amenable to a two-month extension of the
12 deadlines in the existing case schedule (ECF 82). The parties expect to present a stipulation to
13 the Court proposing revised deadlines.

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1 Dated: January 9, 2017

MORGAN, LEWIS & BOCKIUS LLP
Thomas S. Hixson
Spencer H. Wan

4 By: /s/ Thomas S. Hixson

Thomas S. Hixson
Attorneys for Plaintiffs
Oracle America, Inc. and Oracle
International Corporation

7 Dated: January 9, 2017

LANDAU GOTTFRIED & BERGER LLP
Peter M. Bransten

10 By: /s/ Peter Bransten

Peter Bransten
Attorneys for Defendants Bernd Appleby,
James Olding, TUSA Inc., Ermine IP, Inc.,
And Ermine Services, LLC

13 Dated: January 9, 2017

HOPKINS & CARLEY
Monique D. Jewett-Brewster

16 By: /s/ Monique D. Jewett-Brewster

Monique D. Jewett-Brewster
Attorneys for Defendant
Terix Computer Company, Inc.

ATTESTATION

I, Thomas S. Hixson, am counsel for Oracle America, Inc. and Oracle International Corporation. I am the registered ECF user whose username and password are being used to file this Stipulation. In compliance with LR 5-1(i)(3), I hereby attest that the above-identified counsel concurred in this filing.

Dated: January 9, 2017

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Thomas Hixson

Thomas S. Hixson
Attorneys for Plaintiffs
Oracle America, Inc. and Oracle International
Corporation